

and to prohibit the catching of bass, crappie, perch, channel or opalouis catfish during the months of February, March and April of each year, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 19, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 36.

Whereas, the State Treasurer has in the vaults of the Treasury mutilated and foreign monies, carried on the daily balance sheet of the State Treasurer as vault cash, the face value of which totals \$841.06; and

Whereas, these monies cannot be used in payment of current bills or vouchers; therefore, be it

Resolved, by the House of Representatives, the Senate concurring, that the State Treasurer be and is hereby authorized to exchange the mutilated and foreign monies herein mentioned for legal tender money on the best terms possible.

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 26, Relative to the Austin State Hospital.

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 35.

Be it resolved by the House of Representatives of the Forty-second Legislature of the State of Texas, the

Senate concurring, That the Superintendent of Public Buildings and Grounds (or the Board of Control) be, and is hereby requested to permit Oscar Raines, who is a blind citizen of Texas, to erect, maintain and operate a confectionery and cigar stand in the lobby on the ground floor of the State Land Office Building, located in Austin, Texas, supervision of the stand to be under Board of Control,

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

THIRTY-THIRD DAY.

(Monday, March 23, 1931.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Farrar.
Adams of Harris.	Ferguson.
Adams of Jasper.	Finn.
Adamson.	Fisher.
Adkins.	Forbes.
Akin.	Ford.
Albritton.	Fuchs.
Alsup.	Gilbert.
Anderson.	Giles.
Baker.	Goodman.
Barron.	Graves.
Beck.	Greathouse.
Bedford.	Grogan.
Bond.	Hanson.
Bounds.	Hardy.
Boyd.	Harman.
Bradley.	Harrison
Brice.	of El Paso.
Brooks.	Harrison
Bryant.	of Waller.
Burns	Hatchitt.
of McCulloch.	Hefley.
Burns of Walker.	Herzik.
Carpenter.	Hill.
Caven.	Hines.
Claunch.	Holder.
Coltrin.	Holland.
Coombes.	Holloway.
Cox of Limestone.	Hoskins.
Dale.	Howsley.
Daniel.	Hubbard.
Davis.	Hughes.
Donnell.	Jackson.
Dowell.	Johnson
Dunlap.	of Dallam.
Duvall.	Johnson
Elliott.	of Dimmit.
Farmer.	Johnson of Morris.

Jones of Atascosa.	Rogers.
Justiss.	Rountree.
Kayton.	Sanders.
Keller.	Satterwhite.
Kennedy.	Savage.
Laird.	Shelton.
Lasseter.	Sherrill.
Lee.	Smith of Bastrop.
Lemens.	Smith of Wood.
Leonard.	Sparkman.
Lilley.	Stephens.
Lockhart.	Stevenson.
Long.	Steward.
McCombs.	Strong.
McDougald.	Sullivant.
McGill.	Tarwater.
McGregor.	Terrell
Magee.	of Cherokee.
Mathis.	Terrell
Mehl.	of Val Verde.
Metcalfe.	Towery.
Moffett.	Van Zandt.
Moore.	Vaughan.
Munson.	Veatch.
Murphy.	Wagstaff.
Nicholson.	Walker.
O'Quinn.	Warwick.
Patterson.	Weinert.
Petsch.	West of Cameron.
Pope.	West of Coryell.
Ratliff.	Wiggs.
Ray.	Wyatt.
Reader.	Young.
Richardson.	

Absent.

Martin.	Westbrook.
Olsen.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Dodd for today, on motion of Mr. Graves.

Mr. Rogers for today, on motion of Mr. Hoskins.

Mr. DeWolfe for today, on motion of Mr. Burns of McCulloch.

Mr. Turner for today, on motion of Mr. Wiggs.

Mr. Jones of Shelby and Mr. Ramsey for today, on motion of Mr. Adams of Jasper.

Mr. Cunningham for today, on motion of Mr. Leonard.

Mr. Dwyer for today, on motion of Mr. Anderson.

Mr. Scott for today, on motion of Mr. Coombes.

Mr. Engelhard for today, on motion of Mr. Moffett.

Mr. Cox of Lamar was granted leave of absence for today, on motion of Mr. Coltrin, on account of illness.

(Mr. Satterwhite in the chair.)

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today (on motions adopted by two-thirds vote), were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Minor:

H. B. No. 983, A bill to be entitled "An Act amending Section 17, Chapter 74, Local and Special Laws, Regular Session, Thirty-ninth Legislature, and declaring an emergency."

(Relative to road laws.)

Referred to Committee on Counties.

By Mr. Hanson:

H. B. No. 984, A bill to be entitled, "An Act providing for an occupation or excise tax upon the sale, use and distribution of lubricating oil; defining certain terms as to the sale, use and such distribution as coming within the terms and meaning of such occupation tax; providing and regulating applications and permits by such distributors of said oil, and reports as to the sale and use of same, and providing for the suspension and revocation of such permits of said distributors, etc., and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Hines:

H. B. No. 985, A bill to be entitled "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; provid-

ing for visits to schools of the county and work in cooperation with teachers; prescribing the salary of said supervisor and how it shall be paid; providing other things incidental to said purpose, and declaring an emergency."

Referred to Committee on Education.

By Mr. Adams of Jasper:

H. B. No. 986, A bill to be entitled "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; providing for visits to schools of the county and work in cooperation with teachers; prescribing the salary of said supervisor and how it shall be paid; providing other things incidental to said purpose, and declaring an emergency."

Referred to Committee on Education.

RESOLUTION ORDERED NOT PRINTED.

On motion of Mrs. Strong, Senate joint resolution No. 6 was ordered not printed.

BILL RECOMMITTED.

On motion of Mr. Moffett, House bill No. 881 was recommitted to the Committee on Municipal and Private Corporations.

TO DESIGNATE CERTAIN LAND AS STATE PARK.

Mr. Coltrin offered the following resolution:

H. C. R. No. 43, Designating certain State park.

Whereas, The State of Texas owns Goose Island, containing approximately 150 acres of land and situated in Aransas county at the junction of St. Charles Bay, Copano Bay and Aransas Bay, near the Hug the Coast Highway; and

Whereas, Said island is suitable for use as a public park and playground and is desired by the Texas State Parks Board for use as a State park; therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That Goose Island be set aside for use as a State park and that it be placed under control

and management of the Texas State Park Board, to be operated under the direction of such Board as a public park, and said island is hereby withdrawn from sale or lease for any purpose inconsistent with its use for park purposes.

The resolution was read second time.

On motion of Mr. Coltrin, the resolution was referred to the Committee on Public Lands and Buildings.

CREATING CERTAIN COMMITTEE IN REGARD TO OIL.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 23, To create certain committee in regard to oil.

Whereas, the deplorable situation existing in the oil industry calls for united legislative action on the part of the various Legislatures of the oil-producing States of the Union; now, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That a committee entitled a "Committee to Study Oil, Gas and Minerals" be, and the same is hereby created, consisting of twelve members composed of the Governor of the State of Texas, the Attorney General of Texas, the Chairman of the Railroad Commission, and four members of the Senate of Texas appointed by the Lieutenant Governor, and five members of the House of Representatives appointed by the Speaker of the House of Representatives; that this committee be, and the same is hereby authorized to meet with similar committees from the States of Oklahoma, California, Arkansas, Louisiana, Kansas, and Wyoming, at such times and at such places as the committee may desire; that the expenses of the members of said committee not to exceed \$5000 be paid out of the contingent fund of the Forty-second Legislature of Texas; that the Legislatures of the various States affected, the Chairman of the Commissions of said States affecting oil, gas and minerals, and the Governors of each of said States, be invited to meet with said committee in the City of Austin, Texas, at a date as early as possible, to study and consider all oil, gas and mining laws of the various States; that said committee and the various committees from the other States shall meet and dis-

cuss the laws and regulations affecting the oil, gas and minerals of said States, and shall recommend back to the various Legislatures a uniform code affecting the oil, gas and mining industries of said States.

The resolution was read second time.

Mr. Kennedy moved that the resolution be referred to Committee on Oil, Gas and Mining.

On motion of Mr. Howsley, the motion to refer the resolution was tabled.

(Speaker in the chair.)

Question then recurring on the resolution, it was adopted.

RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

H. C. R. No. 41, Inviting Hon. Tom Connally to address the Legislature.

HOUSE BILL NO. 9 ON PASSAGE TO ENGROSSMENT.

The Speaker laid before the House, as unfinished business, on its passage to engrossment,

H. B. No. 9, A bill to be entitled "An Act defining fraternal benefit societies; providing a lodge system and requiring a representative form of government; prescribing the qualifications of membership therein, and granting members right to designate their own beneficiaries, etc., and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Savage pending.

Question recurring on the amendment by Mr. Savage, it was adopted.

Mr. Graves offered the following amendment to the bill:

Amend House bill No. 9 by inserting just before Section 6 thereof, Section 5a, as follows:

"Provided, that when a fraternal benefit society operates under the provisions of this act, and in all cases where a loss occurs and the society liable therefor shall fail to pay the same within sixty days after the demand therefor, such society shall be liable to pay the holder of such policy, in addition to the amount of the loss, twelve per cent damages on the amount of such loss, together with

reasonable attorney's fees for the prosecution and collection of such loss."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—93.

Adams of Jasper.	Johnson
Adamson.	of Dimmit.
Adkins.	Johnson of Morris.
Akin.	Jones of Atascosa.
Albritton.	Kennedy.
Alsup.	Laird.
Beck.	Lasseter.
Bedford.	Lemens.
Bond.	Lilley.
Bounds.	Lockhart.
Boyd.	Long.
Brooks.	McDougald.
Bryant.	McGill.
Burns	Magee.
of McCulloch.	Mehl.
Burns of Walker.	Moore.
Carpenter.	Munson.
Claunch.	Murphy.
Coltrin.	O'Quinn.
Dale.	Patterson.
Daniel.	Petsch.
Donnell.	Pope.
Dowell.	Ratliff.
Dunlap.	Reader.
Duvall.	Richardson.
Farmer.	Rogers.
Farrar.	Satterwhite.
Ferguson.	Shelton.
Finn.	Sherrill.
Fisher.	Sparkman.
Forbes.	Stephens.
Ford.	Steward.
Fuchs.	Sullivant.
Gilbert.	Terrell
Giles.	of Cherokee.
Graves.	Terrell
Greathouse.	of Val Verde.
Grogan.	Towery.
Hanson.	Van Zandt.
Hatchitt.	Vaughan.
Hefley.	Wagstaff.
Hill.	Walker.
Hines.	Weinert.
Holder.	West of Cameron.
Holland.	West of Coryell.
Hoskins.	Wiggs.
Hubbard.	Wyatt.
Jackson.	Young.
Johnson of Dallam.	

Nays—28.

Adams of Harris.	Coombes.
Anderson.	Cox of Limestone.
Baker.	Davis.
Brice.	Elliott.
Caven.	Goodman.

Harman.	Nicholson.
Harrison	Ray.
of El Paso.	Savage.
Herzik.	Smith of Bastrop.
Holloway.	Smith of Wood.
Hughes.	Stevenson.
Justiss.	Strong.
McCombs.	Tarwater.
McGregor.	Veatch.
Mathis.	

Present—Not Voting.

Moffett.

Absent.

Barron.	Leonard.
Bradley.	Martin.
Hardy.	Metcalf.
Harrison	Olsen.
of Waller.	Rountree.
Howsley.	Sanders.
Kayton.	Warwick.
Keller.	Westbrook.
Lee.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

Mr. Van Zandt offered the following amendment to the bill:

Amend House bill No. 9, by striking out all of Section 7 of the printed bill, and inserting the following in lieu thereof:

"Any fraternal society desiring to be relieved and exempted from the provisions of this act, and remain and continue to operate as a fraternal benefit society under Chapter 8 of existing laws governing fraternal benefit societies, may do so by giving written notice of its desire to the State Insurance Commissioner, when such society will then be authorized to continue to operate under Chapter 8, of the Revised Civil Statutes of 1925, relating to fraternal benefit societies; and providing all such societies which desire to operate under the provisions of this act shall be required to pay to the State such fees and taxes as are required by the State of other insurance companies."

Mr. Petsch moved the previous question on the pending amendments, and the main question was ordered.

(Mr. Satterwhite in the chair.)

Question recurring on the amendment by Mr. Van Zandt, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—21.

Adamson.	Grogan.
Alsup.	O'Quinn.
Bond.	Patterson.
Burns	Pope.
of McCulloch.	Richardson.
Duvall.	Shelton.
Farmer.	Towery.
Finn.	Van Zandt.
Fisher.	Wagstaff.
Giles.	Walker.
Greathouse.	West of Cameron.

Nays—83.

Adams of Harris.	Johnson of Morris.
Adams of Jasper.	Jones of Atascosa.
Adkins.	Justiss.
Akin.	Keller.
Albritton.	Kennedy.
Anderson.	Lee.
Baker.	Lemens.
Bounds.	Lilley.
Boyd.	Lockhart.
Brice.	McDougald.
Brooks.	McGill.
Bryant.	McGregor.
Carpenter.	Magee.
Caven.	Mathis.
Claunch.	Mehl.
Coltrin.	Moffett.
Coombes.	Moore.
Cox of Limestone.	Munson.
Dale.	Murphy.
Daniel.	Nicholson.
Davis.	Petsch.
Donnell.	Ratliff.
Dowell.	Reader.
Ferguson.	Rogers.
Forbes.	Satterwhite.
Ford.	Savage.
Fuchs.	Sherrill.
Goodman.	Smith of Bastrop.
Graves.	Smith of Wood.
Hanson.	Sparkman.
Harman.	Stephens.
Harrison	Stevenson.
of Waller.	Steward.
Hefley.	Tarwater.
Herzik.	Terrell
Hines.	of Cherokee.
Holder.	Vaughan.
Holloway.	Veatch.
Hoskins.	Warwick.
Howsley.	Weinert.
Hubbard.	West of Coryell.
Hughes.	Wyatt.
Jackson.	

Present—Not Voting.

Farrar.

Absent.

Barron.

Beck.

Bedford.	Lasseter.
Bradley.	Leonard.
Burns of Walker.	Long.
Dunlap.	McCombs.
Elliott.	Martin.
Gilbert.	Metcalf.
Hatchitt.	Olsen.
Hardy.	Ray.
Harrison	Rountree.
of El Paso.	Sanders.
Hill.	Strong.
Holland.	Sullivan.
Johnson	Terrell
of Dallam.	of Val Verde.
Johnson	Westbrook.
of Dimmit.	Wiggs.
Kayton.	Young.
Laird.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

House bill No. 9 was then passed to engrossment.

HOUSE BILL NO. 9 ON THIRD READING.

Mr. Savage moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 9 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95.

Adams of Harris.	Dowell.
Adams of Jasper.	Elliott.
Adamson.	Ferguson.
Adkins.	Forbes.
Akin.	Ford.
Albritton.	Goodman.
Anderson.	Graves.
Baker.	Hanson.
Barron.	Hardy.
Bounds.	Harman.
Boyd.	Harrison
Bradley.	of Waller.
Brice.	Hatchitt.
Brooks.	Hefley.
Burns	Herzik.
of McCulloch.	Hines.
Carpenter.	Holder.
Caven.	Holland.
Claunch.	Holloway.
Coltrin.	Hoskins.
Coombes.	Howsley.
Cox of Limestone.	Hubbard.
Daniel.	Hughes.
Davis.	Jackson.
Donnell.	Johnson of Dallam.

Jones of Atascosa.	Reader.
Justiss.	Richardson.
Kayton.	Rogers.
Kennedy.	Savage.
Lasseter.	Shelton.
Lee.	Smith of Bastrop.
Lemens.	Smith of Wood.
Lilley.	Sparkman.
Lockhart.	Stephens.
McCombs.	Stevenson.
McGill.	Steward.
McGregor.	Tarwater.
Magee.	Terrell
Mathis.	of Cherokee.
Mehl.	Towery.
Moffett.	Vaughan.
Moore.	Veatch.
Munson.	Wagstaff.
Murphy.	Walker.
Nicholson.	Warwick.
Petsch.	Weinert.
Pope.	West of Coryell.
Ratliff.	Wiggs.
Ray.	Wyatt.

Nays—18.

Alsup.	Johnson of Morris.
Bryant.	Long.
Duvall.	O'Quinn.
Farmer.	Patterson.
Finn.	Sherrill.
Fisher.	Sullivant.
Giles.	Van Zandt.
Greathouse.	West of Cameron.
Grogan.	Young.

Present—Not Voting.

Farrar.

Absent.

Beck.	Laird.
Bedford.	Leonard.
Bond.	McDougald.
Burns of Walker.	Martin.
Dale.	Metcalf.
Dunlap.	Olsen.
Fuchs.	Rountree.
Gilbert.	Sanders.
Harrison	Satterwhite.
of El Paso.	Strong.
Hill.	Terrell
Johnson	of Val Verde.
of Dimmit.	Westbrook.
Keller.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

The Speaker then laid House bill No. 9 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—96.

Adams of Harris.	Johnson of Morris.
Adams of Jasper.	Jones of Atascosa.
Adamson.	Justiss.
Adkins.	Kayton.
Akin.	Keller.
Albritton.	Kennedy.
Anderson.	Laird.
Baker.	Lasseter.
Barron.	Lee.
Bond.	Lemens.
Bounds.	Leonard.
Brice.	Lilley.
Brooks.	Lockhart.
Burns	McCombs.
of McCulloch.	McGill.
Carpenter.	McGregor.
Caven.	Magee.
Claunch.	Mathis.
Coltrin.	Mehl.
Coombes.	Moffett.
Cox of Limestone.	Moore.
Dale.	Munson.
Daniel.	Murphy.
Davis.	Nicholson.
Donnell.	O'Quinn.
Dowell.	Petsch.
Elliott.	Ratliff.
Ferguson.	Reader.
Forbes.	Richardson.
Ford.	Rogers.
Fuchs.	Satterwhite.
Goodman.	Savage.
Graves.	Shelton.
Hanson.	Smith of Bastrop.
Hardy.	Smith of Wood.
Harman.	Sparkman.
Harrison	Stephens.
of Waller.	Stevenson.
Hatchitt.	Steward.
Herzik.	Sullivant.
Hines.	Terrell
Holder.	of Cherokee.
Holland.	Towery.
Holloway.	Vaughan.
Hoskins.	Veatch.
Howsley.	Wagstaff.
Hubbard.	Weinert.
Hughes.	West of Coryell.
Jackson.	Wyatt.

Nays—20.

Alsup.	Hefley.
Boyd.	Johnson of Dallam.
Bryant.	Long.
Burns of Walker.	Patterson.
Duvall.	Pope.
Farmer.	Sherrill.
Finn.	Van Zandt.
Fisher.	Walker.
Giles.	West of Cameron.
Greathouse.	Young.
Grogan.	

Present—Not Voting.

Farrar.

Absent.

Beck.	Metcalfe.
Bedford.	Olsen.
Bradley.	Ray.
Dunlap.	Rountree.
Gilbert.	Sanders.
Harrison	Strong.
of El Paso.	Tarwater.
Hill.	Terrell
Johnson	of Val Verde.
of Dimmit.	Warwick.
McDougald.	Westbrook.
Martin.	Wiggs.

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

Mr. Anderson moved to reconsider the vote by which the bill was passed and to table the motion to reconsider. The motion to table prevailed.

NOTICE GIVEN.

Mr. Reader gave notice that on tomorrow he would move to take up for consideration at that time House bill No. 7, which bill had heretofore been laid on the table subject to call.

HOUSE BILL NO. 258 ON SECOND READING.

On motion of Mr. Barron, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 258, A bill to be entitled "An Act amending Article 7150, Section 1, of the Revised Civil Statutes of 1925 of the State of Texas, by adding thereto a provision exempting a dwelling place for the ministry of such church or religious society, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. McCombs offered the following amendment to the bill:

Amend House bill No. 258, Section 1, at the end of paragraph 1, by adding the following: "this provision shall not extend to business schools and colleges operated for profit."

McCOMBS,
HUGHES.

Mr. Anderson raised a point of order on further consideration of the amendment on the ground that the amendment to the bill is not germane to the bill.

The Speaker overruled the point of order.

(Speaker in the chair.)

Mr. Lemens moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question recurring on the amendment by Mr. McCombs, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—98.

Adams of Jasper.	Hoskins.
Adkins.	Hubbard.
Akin.	Hughes.
Albritton.	Jackson.
Alsup.	Johnson of Morris.
Barron.	Jones of Atascosa.
Beck.	Keller.
Bond.	Kennedy.
Bounds.	Laird.
Boyd.	Lasseter.
Bradley.	Lee.
Brice.	Lemens.
Brooks.	Leonard.
Burns	Lilley.
of McCulloch.	Lockhart.
Burns of Walker.	McCombs.
Carpenter.	McDougald.
Caven.	McGill.
Claunch.	Magee.
Coltrin.	Mathis.
Coombes.	Metcalf.
Cox of Limestone.	Moffett.
Daniel.	Moore.
Davis.	Munson.
Dowell.	Murphy.
Elliott.	Nicholson.
Farrar.	O'Quinn.
Ferguson.	Petsch.
Finn.	Ratliff.
Ford.	Richardson.
Giles.	Rogers.
Goodman.	Rountree.
Graves.	Satterwhite.
Grogan.	Savage.
Hanson.	Shelton.
Hardy.	Sherrill.
Harman.	Smith of Bastrop.
Harrison	Smith of Wood.
of El Paso.	Sparkman.
Harrison	Stephens.
of Waller.	Stevenson.
Hatchitt.	Steward.
Herzik.	Strong.
Holder.	Sullivant.
Holland.	Tarwater.
Holloway.	

Terrell	Warwick.
of Val Verde.	Weinert.
Van Zandt.	West of Cameron.
Wagstaff.	West of Coryell.
Walker.	

Nays—19.

Adams of Harris.	Gilbert.
Adamson.	Greathouse.
Anderson.	Justiss.
Baker.	Kayton.
Bryant.	McGregor.
Dale.	Reader.
Donnell.	Towery.
Farmer.	Vaughan.
Fisher.	Veatch.
Forbes.	

Present—Not Voting.

Hefley.	Wiggs.
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Absent.

Bedford.	Martin.
Dunlap.	Mehl.
Duvall.	Olsen.
Fuchs.	Patterson.
Hill.	Pope.
Hines.	Ray.
Howsley.	Sanders.
Johnson	Terrell
of Dallam.	of Cherokee.
Johnson	Westbrook.
of Dimmit.	Wyatt.
Long.	Young.

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

House bill No. 258 was then passed to engrossment.

HOUSE BILL NO. 258 ON THIRD READING.

Mr. Anderson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 258 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115.

Adams of Harris.	Baker.
Adams of Jasper.	Barron.
Adamson.	Beck.
Adkins.	Bedford.
Albritton.	Bounds.
Alsup.	Boyd.
Anderson.	Bradley.

Brice.	Kennedy.
Brooks.	Laird.
Bryant.	Lasseter.
Burns	Lee.
of McCulloch.	Lemens.
Burns of Walker.	Leonard.
Caven.	Lilley.
Claunch.	Lockhart.
Coltrin.	McCombs.
Cox of Limestone.	McDougald.
Dale.	McGill.
Daniel.	McGregor.
Davis.	Magee.
Donnell.	Mathis.
Dowell.	Metcalfe.
Elliott.	Moffett.
Farrar.	Moore.
Finn.	Munson.
Fisher.	Murphy.
Forbes.	Nicholson.
Ford.	O'Quinn.
Fuchs.	Petsch.
Gilbert.	Ratliff.
Giles.	Reader.
Goodman.	Richardson.
Graves.	Rogers.
Greathouse.	Sanders.
Grogan.	Satterwhite.
Hanson.	Savage.
Hardy.	Shelton.
Harman.	Sherrill.
Harrison	Smith of Bastrop.
of El Paso.	Smith of Wood.
Harrison	Sparkman.
of Waller.	Stephens.
Hatchitt.	Stevenson.
Hefley.	Steward.
Herzik.	Strong.
Holder.	Tarwater.
Holland.	Terrell
Holloway.	of Val Verde.
Hoskins.	Towery.
Howsley.	Van Zandt.
Hubbard.	Vaughan.
Hughes.	Veatch.
Jackson.	Wagstaff.
Johnson	Walker.
of Dimmit.	Warwick.
Johnson of Morris.	Weinert.
Jones of Atascosa.	West of Cameron.
Justiss.	West of Coryell.
Kayton.	Wiggs.
Keller.	Wyatt.

Nays—5.

Akin.	Farmer.
Carpenter.	Ferguson.
Coombes.	

Absent.

Bond.	Johnson
Dunlap.	of Dallam.
Duvall.	Long.
Hill.	Martin.
Hines.	Mehl.
	Olsen.

Patterson.	Terrell
Pope.	of Cherokee.
Ray.	Westbrook.
Rountree.	Young.
Sullivan.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

The Speaker then laid House bill No. 258 before the House on its third reading and final passage.

The bill was read third time.

Mr. Davis offered the following amendment to the bill:

Amend House bill No. 258 by striking out the word "amending" in line 14, at page 1 thereof, and inserting in lieu thereof the word "amended."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Mr. Jones of Atascosa offered the following amendment to the bill:

Amend House bill No. 258, in Section 1, page 1, line 31, by striking out all after the word "mortgages" in said line down to the second "and" in line 36.

The amendment was adopted.

House bill No. 258 was then passed by the following vote:

Yeas—114.

Adams of Harris.	Daniel.
Adams of Jasper.	Davis.
Adamson.	Donnell.
Adkins.	Dowell.
Alsup.	Elliott.
Anderson.	Farrar.
Baker.	Ferguson.
Barron.	Finn.
Beck.	Forbes.
Bedford.	Ford.
Bounds.	Fuchs.
Boyd.	Gilbert.
Bradley.	Giles.
Brice.	Goodman.
Brooks.	Graves.
Bryant.	Greathouse.
Burns	Grogan.
of McCulloch.	Hanson.
Burns of Walker.	Hardy.
Carpenter.	Harman.
Caven.	Harrison
Claunch.	of El Paso.
Coltrin.	Harrison
Cox of Limestone.	of Waller.
Dale.	Hatchitt.

Hefley.	Murphy.
Herzik.	O'Quinn.
Holland.	Pope.
Holloway.	Ratliff.
Hoskins.	Reader.
Howsley.	Richardson.
Hubbard.	Rogers.
Hughes.	Sanders.
Jackson.	Satterwhite.
Johnson	Savage.
of Dallam.	Shelton.
Johnson	Sherrill.
of Dimmit.	Smith of Bastrop.
Johnson of Morris.	Smith of Wood.
Jones of Atascosa.	Sparkman.
Justiss.	Stephens.
Kayton.	Stevenson.
Keller.	Steward.
Kennedy.	Strong.
Lasseter.	Sullivan.
Lee.	Tarwater.
Lemens.	Terrell
Leonard.	of Val Verde.
Lilley.	Towery.
Lockhart.	Van Zandt.
McCombs.	Vaughan.
McDougald.	Veatch.
McGill.	Wagstaff.
McGregor.	Walker.
Magee.	Warwick.
Mathis.	Weinert.
Metcalfe.	West of Cameron.
Moffett.	West of Coryell.
Moore.	Wiggs.
Munson.	Wyatt.

Nays—2.

Coombes. Farmer.

Present—Not Voting.

Fisher.

Absent.

Akin.	Mehl.
Albritton.	Nicholson.
Bond.	Olsen.
Dunlap.	Patterson.
Duvall.	Petsch.
Hill.	Ray.
Hines.	Rountree.
Holder.	Terrell of Cherokee.
Laird.	Westbrook.
Long.	Young.
Martin.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

RECESS.

On motion of Mr. Hardy, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 177 ON SECOND READING.

On motion of Mr. Bradley, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 177, A bill to be entitled "An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways; providing for issuance of licenses, revocation thereof, forbidding driving by persons without licenses; providing penalties, etc., and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Bradley offered the following (committee) amendment to the bill:

Amend House bill No. 177 by striking out all below the enacting clause and substituting the following:

Section 1. (Definitions.)

The following words and phrases, when used in this act, shall, for the purpose of this act, have the meaning respectively ascribed to them in this section, except in those instances where the context clearly indicates a different meaning.

(a) "Vehicle." Every device in, upon or by which any person or property is or may be transported or drawn upon a public highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks.

(b) "Motor Vehicle." Every motor vehicle, as herein defined, which is self-propelled.

(c) "Farm Tractor." Every motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry.

(d) "Person." Every natural person, firm, co-partnership, association, or corporation.

(e) "Owner." A person who holds the legal title of a vehicle, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof, with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of posses-

sion vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this act.

(f) "Operator." Every person, other than a chauffeur, who is in actual physical control of a motor vehicle upon a highway.

(g) "Chauffeur." Every person who is employed for the principal purpose of operating a motor vehicle and every person who drives a motor vehicle while in use as a public or common carrier of persons or property, except persons otherwise licensed by law.

(h) "Non-resident." Every person who is not a resident of this State.

(i) "Highway." Every way or place of whatever nature open as a matter of right to the use of the public for purpose of vehicular travel. The term "highway" shall not be deemed to include a roadway or driveway upon grounds owned by private persons, colleges, universities, or other institutions.

(j) "Department." The State Highway Department, or State Highway Commission of this State, acting directly or through its duly authorized officers and agents.

Sec. 2. (Operators and Chauffeurs Must Be Licensed.)

No person except those persons expressly exempted under Sections 3, 4, 6, and 12 (d), of this act, shall drive any motor vehicle upon a highway in this State unless such person has been licensed as an operator or chauffeur under this act.

Sec. 3. (What Persons Are Exempt from License.)

(a) No person shall be required to obtain an operator's or chauffeur's license for the purpose of driving or operating a road roller, road machinery, exclusive of trucks, or any farm tractor or implement of husbandry temporarily drawn, moved, or propelled on the highways.

(b) Every person in the service of the army, navy or marine corps of the United States and when furnished with a driver's permit and when operating an official motor vehicle in such service shall be exempt from license under this act; provided this act shall not require any person to have a license hereunder who is licensed by some other law or depart-

ment of the State of Texas and shall not repeal any law or laws relative to such license.

Sec. 4. (Non-residents, When Exempt from License.)

(a) A non-resident over the age of fifteen who has been duly licensed as an operator or chauffeur in his home State or country and who has in his immediate possession such license, shall be exempt from license under this act.

(b) A non-resident over the age of fifteen, whose home State or country does not require the licensing of operators or chauffeurs, may operate his or her motor vehicle upon the highways of this State for a period of not more than sixty days in any one year without making application for or obtaining an operator's or chauffeur's license under this act, upon condition that the motor vehicle shall at all times display the license number plates issued therefor in the home State or country.

(c) Any non-resident or other person whose operator's or chauffeur's license or right or privilege to operate a motor vehicle in this State has been suspended or revoked as provided in this act shall not operate a motor vehicle in this State under a license, permit, or registration certificate issued by any other jurisdiction, or otherwise operate a motor vehicle in this State during the period of such suspension, or within one year after the date of such revocation. Any person operating a motor vehicle in violation of this section shall be guilty of a misdemeanor and upon conviction shall be punished as provided in Section 24 (b) of this act.

Sec. 5. (What Persons Shall Not Be Licensed.)

(a) An operator's license shall not be issued to any person under the age of fifteen, and no chauffeur's license shall be issued to any person under the age of eighteen years; provided it shall be unlawful for a chauffeur under the age of twenty-one years to drive a school bus with passengers in the same.

(b) The Department shall not issue an operator's or chauffeur's license to any person whose license either as operator or chauffeur has been suspended during the period for which such license was suspended nor to any person whose license either as operator or chauffeur has been re-

voked under the provisions of this act until the expiration of one year after such license was revoked.

(c) No operator's or chauffeur's license shall be issued to any applicant who is an habitual drunkard or is addicted to use of narcotic drugs or who has previously been adjudged insane or an idiot, imbecile, epileptic, or feeble-minded, and who has not at the time of such application been restored to competency by judicial decree, or released from a hospital for the insane or feeble-minded upon a certificate of the superintendent that such person is competent, or to any person who is physically or mentally disabled, or to any person who cannot read highway signals, and the Department must be satisfied that such person is competent to operate a motor vehicle with safety to person and property.

Sec. 6. (Instruction Permits.)

The Department upon receiving from any person over the age of fifteen years an application for a temporary instruction permit, shall issue, within ten days after such application, such permit entitling the applicant, while having such permit in his immediate possession, to drive a motor vehicle upon the highways for a period of sixty days when accompanied by a licensed operator or chauffeur who is actually occupying a seat beside the driver and there is no other person in the vehicle, provided this section shall not apply to any person whose license has been suspended or revoked.

Sec. 7. (Application for Operator's or Chauffeur's License.)

(a) Every application for an operator's or chauffeur's license shall be made upon the approved form furnished by the Department and shall be verified under oath by the applicant before the examiner, hereinafter authorized and designated to issue such license, who is hereby further authorized to administer the oath of such applicant, and who shall receive no fee for administering such oath other than as provided in the license fee hereinafter fixed, or such application shall be verified under oath by the applicant before any other person authorized to administer oath, but in no event shall a fee be charged or collected for administering said oath.

(b) Every application shall state the name, age, sex, and residence address of the applicant, and whether or not the applicant has heretofore

been licensed as an operator or chauffeur, and if so, when and by what State, and whether or not such license has ever been suspended or revoked, and if so, state the date of and reason for such suspension or revocation. The Department shall furnish each examiner with a seal with the following inscription: "Examiner, Highway Department, State of Texas" inscribed around the official Texas star. Said seal shall be impressed by the examiner on the application verified under oath as hereinbefore provided.

Sec. 8. (Application of Minors.)

The Department shall not grant the application of any minor under the age of eighteen years for an operator's license unless such application is signed by the father of the applicant, if the father is living and has custody of the applicant; otherwise, by the mother or guardian having custody of such minor, or in the event a minor under the age of eighteen years has no father, mother, or guardian, then an operator's license shall not be granted to the minor unless his application therefor is signed by his employer.

Sec. 9. (Examination of Applicants.)

(a) The Department shall examine within twenty days after filing of application, every applicant for an operator's or chauffeur's license before issuing any such license, except as otherwise provided in subdivision (b) and (c) of this section. The Department shall examine the applicant as to his physical and mental qualifications to operate a motor vehicle in such manner as not to jeopardize the safety of persons or property and as to whether any facts exist which would bar the issuance of a license under Section 5 of this act, but such examination shall not include investigation of any facts other than those directly pertaining to the ability of the applicant to operate a motor vehicle with safety, or other than those facts declared to be prerequisite to the issuance of a license under this act.

(b) The Department may in its discretion waive the examination of any person applying for the renewal of an operator's or chauffeur's license issued under this act.

(c) The Department may in its discretion issue an operator's or chauffeur's license under this act

without examination to every person applying therefor within three months after this section takes effect and who is of sufficient age, as required by Section 5 of this act, to receive the license applied for and who furnishes evidence satisfactory to the Department that such applicant has previously operated any motor vehicle in a satisfactory manner within this State over a period of not less than one year.

Sec. 10. (Designation of Local Officers.)

The Department is hereby authorized to designate or name examiners, sheriffs, chiefs of police, town marshals, or in its discretion any other persons, within this State for the purpose of examination application for operator's or chauffeur's license. It shall be the duty of any such persons so designated or appointed, to conduct examinations of applicants for operator's or chauffeur's license under the provisions of this act and as provided for by the Department. The Department may require of such examiner a bond of sufficient amount to properly safeguard any money collected by him and such examiner shall comply with any other instruction required by the Department. No examiner shall receive a fee in excess of twenty (20) cents for any license issued by him and no examiner receiving a salary from the State shall receive any fees for his service to the Department in issuing operator's or chauffeur's licenses.

Sec. 11. (Register of Operators and Chauffeur's.)

The Department shall file every application for an operator's or chauffeur's license and index the same by name and number, maintaining suitable records of all licenses issued and all applications for licenses denied, also a record of all licenses which have been suspended or revoked.

Sec. 12. (Licenses Issued to Operators and Chauffeur's.)

(a) The Department shall issue to every person licensed as an operator an operator's license, and to every person licensed as a chauffeur a chauffeur's license. Every chauffeur of a public or common carrier of persons or property, shall, unless otherwise licensed, receive from the Department, and while operating a common carrier, shall display in plain sight a badge prescribed by the De-

partment. Any person licensed as a chauffeur under this act shall not be required to procure an operator's license.

(b) Every such license shall bear thereon the distinguishing number assigned to the licensee and shall contain the name, age, residence, and brief description of the license for the purpose of identification, other details prescribed by the Department, also a space for the signature of the licensee, and every chauffeur's license shall bear thereon a photograph of the licensee.

(c) Every chauffeur's badge shall be of metal with a plainly readable distinguishing number assigned to the license stamped thereon.

(d) The Department, upon determining after an examination that an applicant is mentally and physically qualified to receive a license, may issue to such person a temporary driver's permit entitling such person while having such permit in his immediate possession to drive a motor vehicle upon the highways for a period of thirty days before issuance to such person of an operator's or chauffeur's license.

Sec. 13. (Duplicate License Certificates and Chauffeur's Badges.)

In the event that an operator's or chauffeur's license or a chauffeur's badge issued under the provisions of this act shall be lost or destroyed the person to whom the same was issued shall obtain a duplicate or substitute thereof upon furnishing proof satisfactory to the Department that such license or badge has been lost or destroyed and upon payment of a fee set by the Department not larger than the actual costs involved.

Sec. 14. (License to Be Signed and Carried.)

The licensee shall sign such license and have same in his immediate possession at all times when driving a motor vehicle, and shall display the same upon demand of a peace officer or a field deputy of the Department; but said licensee shall be required to display said license only while in the immediate possession of a motor vehicle.

Sec. 15. (Expiration of Licenses.)

(a) Every operator's license issued hereunder shall be valid until suspended or revoked as provided in this act except that the Department may hereafter but not more often than once every three years, and after public

notice, may cancel all outstanding operator's licenses and issue in lieu thereof new operator's licenses to the persons applying therefor and entitled thereto, such new licenses to be issued without examination except in those instances when the Department has reason to believe that the applicant may not be qualified to hold an operator's license under this act.

(b) Every chauffeur's license hereunder shall expire January thirty-first of each year and shall be renewed annually upon application and payment of the fees required by law, provided that the Department in its discretion may waive the examination of any such applicant previously licensed as a chauffeur under this act.

Sec. 16. (Court to Report Convictions and May Recommend Suspension or Revocation of License.)

Every court having jurisdiction over offenses committed under this act, or any other law of this State regulating the operation of motor vehicles on highways, shall forward to the Department a record of the conviction of any person in said court for a violation of any of said laws, shall indicate said conviction, on the license of such person in the manner prescribed by the Department, and may recommend the suspension or revocation of the operator's or chauffeur's license of the person so convicted, and the Department shall thereupon consider and act upon such recommendation in such manner as may seem to it best. Such report shall be made on a form furnished by the Department and shall be made to the Department within ten days from date of conviction.

Sec. 17. (Mandatory Suspension or Revocation of License by the Department.)

(a) The Department shall forthwith revoke the license of any person upon receiving a record of the conviction of such person of any of the following crimes:

First: Negligent homicide resulting from the operation of a motor vehicle.

Second: Driving a vehicle while under the influence of intoxicating liquor or narcotic drug.

Third: Perjury or the making of a false affidavit to the Department under this act, or any other law of this State requiring the registration of motor vehicles or regulating their operation on highways.

Fourth: Any crime punishable as a felony under the motor vehicle laws of this State, or any other felony in the commission of which a motor vehicle is used.

Fifth: Conviction upon three charges of violating any of the provisions of Article 799 of the Penal Code of Texas, or Section 10 of Chapter 42 of the General Laws of the Second Called Session of the Forty-first Legislature of Texas, all within the preceding twelve months.

Sixth: A conviction of a driver of a motor vehicle involved in an accident or collision, upon a charge of failing to stop, render aid, and disclose his identity at the scene of said accident or collision.

(b) The Department, upon receiving a record of the conviction of any person upon a charge of operating a motor vehicle while the license of such person is suspended or revoked, shall immediately extend the period of such first suspension or revocation for an additional like period.

Sec. 18. (Department May Suspend or Revoke License.)

(a) The Department may suspend the license of any person whenever the Department has reason to believe:

First: That such person is guilty of forfeiture of bail upon a charge of violating any of the provisions of this act or other State law regulating motor traffic.

Second: That such person has committed any offense for the conviction of which mandatory revocation of license is provided in Section 17.

Third: That such person has, by reckless or unlawful operation of a vehicle, caused or contributed to an accident resulting in death or injury to any other person or resulting in serious property damage.

Fourth: That such person is incompetent to drive a motor vehicle or is afflicted with mental or physical infirmities or disabilities rendering it unsafe for such person to drive a motor vehicle upon the highways.

Fifth: That such person is an habitual reckless or negligent driver of motor vehicle.

Before the Department suspends the license of any person for any reason set forth in the above four paragraphs, the Department shall immediately notify the licensee and afford him an opportunity of a hearing before said Department in the county wherein the licensee resides, and upon

such hearing the Department, good cause appearing therefor, shall suspend or revoke said license.

(b) The Department is hereby authorized to suspend or revoke the right of any non-resident to operate a motor vehicle in this State for any cause for which the license of a resident operator or chauffeur may be suspended or revoked, and any non-resident who operates a motor vehicle upon a highway, when his right to operate has been suspended or revoked by the Department, shall be guilty of a misdemeanor and subject to punishment as provided in Section 24(b).

(c) The Department is hereby authorized to suspend or revoke the license of any resident of this State upon receiving notice of the conviction of such person in another State of an offense therein, which, if committed in this State, would be grounds for the suspension or revocation of the license of an operator or chauffeur.

The Department is further authorized, upon receiving a record of the conviction in this State of a non-resident driver of a motor vehicle of any offense under the motor vehicle laws of this State, to forward a certified copy of such record to the motor vehicle administrator in the State wherein the person so convicted is a resident.

(d) The Department shall not suspend a license for a period of more than one year and, upon suspending or revoking any license, shall require that such license and the badge of any chauffeur whose license is so suspended or revoked shall be surrendered to and retained by the Department, except that at the end of a period of suspension such license and any chauffeur's badge so surrendered shall be returned to the licensee.

Sec. 19. (Right of Appeal to Court.)

Any person denied a license, or whose license has been suspended or revoked by the Department, shall have the right to file a petition within thirty days thereafter for a hearing in the matter in any court of record in the county wherein such person shall reside, and such court is hereby vested with jurisdiction, and it shall be its duty, to set the matter for hearing upon ten days' written notice to the Commission at Austin, Texas, and thereupon to take testimony and examine into the facts of the case and to determine whether the

petitioner is entitled to a license or is subject to suspension or to revocation of license under the provisions of this act. The petitioner shall have the right to demand a jury upon payment of the jury fee required by law in such court. The right of appeal, as set forth in this section, shall not apply to convictions set forth in Section 17, subsection (a) of this act.

Sec. 20. (New License After Revocation.)

Any person whose license is revoked under this act shall not be entitled to apply for or receive any new license until the expiration of one year from the date such former license was revoked.

Sec. 21. (Violation of License Provisions.)

It shall be unlawful for any person to commit any of the following acts:

First: To display or cause or permit to be displayed, or to have in possession, any operator's or chauffeur's license knowing the same to be fictitious or to have been cancelled, revoked, suspended or altered;

Second: To lend to or knowingly permit the use of by one not entitled thereto any operator's or chauffeur's license issued to the person so lending or permitting the use thereof;

Third: To display or to represent as one's own any operator's or chauffeur's license not issued to the person so displaying the same;

Fourth: To fail or refuse to surrender to the Department upon demand any operator's or chauffeur's license which has been suspended, cancelled or revoked as provided by law;

Fifth: To use a false or fictitious name or give a false or fictitious address in any application for an operator's or chauffeur's license, or any renewal or duplicate thereof, or knowingly to make a false statement or knowingly to conceal a material fact or otherwise commit a fraud in any such application.

Sec. 22. (Unlawful to Permit Violation of This Act.)

No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven by any person who has no legal right to do so or in violation of any of the provisions of this act.

Sec. 23. (Unlawful to Drive While License Suspended or Revoked.)

Any person whose operator's or chauffeur's license has been suspended or revoked, as provided in this act, and who shall drive any motor vehicle upon the highways of this State while such license is suspended or revoked, shall be guilty of a misdemeanor and, upon conviction, shall be punished as provided in Section 24 (b) of this act.

Sec. 24. (Penalty for Misdemeanor.)

(a) It shall be a misdemeanor for any person to violate any of the provisions of this act unless such violation is by this act or other law of this State declared to be a felony.

(b) Unless another penalty is in this act or by the laws of this State provided, every person convicted of a misdemeanor for the violation of any provision of this act shall be punished by a fine of not more than five hundred dollars (\$500) or by imprisonment for not more than six months, or by both such fine and imprisonment.

Sec. 25. (Fees.)

(a) The annual fee to be collected by the Department for each chauffeur's license shall be three dollars (\$3), and the fee to be collected by the Department for each operator's license shall be fifty cents (50c), such fees to be paid upon making application for the issuance of the license, the funds derived from such chauffeur's and operator's licenses to be available to the department in defraying the expenses of administering this act and for the payment of compensation of examiners designated to act for the Department in the administration of the act, and the fees so collected are hereby appropriated to pay the expenses of so administering this act.

(b) All such fees collected by examiners designated to act for the Department in the administration of this act shall be remitted on Monday of each week by the party collecting same to the State Highway Department, and all fees collected under this act by the State Highway Department shall be deposited in the State Treasury in a fund to be known as the operators' and chauffeurs' license fund, and the State Treasurer shall keep such fund separate. The money in such fund, or so much thereof as may be necessary, shall be used to

defray the expenses of administering this act, and for such use is hereby appropriated. The balance thereof, if any, at the end of any fiscal year shall be paid into the general fund of the State of Texas. Money in the operators' and chauffeurs' license fund shall be spent under the direction of the State Highway Commission and may be spent only to defray the expenses of administering this act.

Sec. 26. (Forms to Be Prescribed by the Department.)

The Department is authorized to prescribe such forms of applications, examinations, licenses, bulletins and other forms, including forms for reports from courts as required in Section 16 of this act, by it deemed necessary for the proper administration of this act, and shall supply the same to all officers and other persons designated by it to assist in the administration hereof, without charge therefor.

Sec. 27. (Constitutionality.)

If any part or parts of this act shall be held to be unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of the act, and the Legislature hereby declares that it would have passed the remaining portions of this act if it had known that such part or parts thereof would be declared unconstitutional.

Sec. 28. (Short Title.)

This act may be cited as the Texas Uniform Operators' and Chauffeurs' License Act.

Sec. 29. (Time of Taking Effect.)

This act shall take effect and be in force from and after the first day of September, A. D. 1931.

Sec. 30. (Repeal of Conflicting Laws.)

All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 31. (Emergency Clause.)

The fact that Texas has no adequate law providing for the licensing of operators and chauffeurs, and that such act may be immediately passed in order that steps may be taken to put it in force on the date fixed in said act for its becoming effective, creates an emergency and an imperative public necessity requiring that the constitutional rule providing that bills be read on three separate days be suspended, and the same is hereby suspended, and it is so enacted.

(Pending consideration of the amendment, Mr. McGill occupied the chair temporarily.)

(Speaker in the chair.)

Mr. McGill moved that further consideration of the bill be postponed until 11 o'clock a. m. next Friday, and that all members who have proposed amendments be allowed to have them printed in the Journal.

Mr. Pope moved that further consideration of the bill be postponed indefinitely.

Mr. Anderson moved the previous question on the motion by Mr. McGill, and the motion to postpone indefinitely, and the main question was ordered.

Question first recurring on the motion by Mr. McGill, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—79.

Adams of Harris.	Kennedy.
Adams of Jasper.	Lee.
Adkins.	Leonard.
Albritton.	Lilley.
Bedford.	Lockhart.
Bounds.	McDougald.
Bradley.	McGill.
Bryant.	Magee.
Carpenter.	Martin.
Coltrin.	Metcalf.
Davis.	Moffett.
Donnell.	Moore.
Dowell.	Munson.
Dunlap.	Murphy.
Finn.	Nicholson.
Forbes.	Olsen.
Fuchs.	O'Quinn.
Gilbert.	Petsch.
Giles.	Ratliff.
Goodman.	Ray.
Graves.	Richardson.
Hardy.	Rountree.
Harrison	Sanders.
of El Paso.	Satterwhite.
Hatchitt.	Savage.
Hefley.	Sherrill.
Herzik.	Smith of Bastrop.
Hines.	Smith of Wood.
Holder.	Sparkman.
Holland.	Strong.
Howsley.	Sullivant.
Hubbard.	Terrell
Hughes.	of Val Verde.
Jackson.	Towery.
Johnson	Van Zandt.
of Dallam.	Veatch.
Johnson	Wagstaff.
of Dimmit.	Walker.
Kayton.	Warwick.
Keller.	Weinert.

West of Coryell. Wyatt.
Wiggs.

Nays—38.

Adamson.	Greathouse.
Akin.	Grogan.
Alsup.	Hanson.
Baker.	Harrison
Barron.	of Waller.
Beck.	Holloway.
Bond.	Hoskins.
Boyd.	Johnson of Morris.
Brice.	Jones of Atascosa.
Brooks.	Justiss.
Burns of Walker.	Lasseter.
Caven.	McCombs.
Claunch.	McGregor.
Coombes.	Pope.
Dale.	Rogers.
Daniel.	Stevenson.
Elliott.	Tarwater.
Farmer.	Terrell
Farrar.	of Cherokee.
Ferguson.	Vaughan.

Present—Not Voting.

Anderson. Stephens.

Absent.

Burns	Long.
of McCulloch.	Mathis.
Cox of Limestone.	Mehl.
Duvall.	Patterson.
Fisher.	Reader.
Ford.	Shelton.
Harman.	Steward.
Hill.	West of Cameron.
Laird.	Westbrook.
Lemens.	Young.

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 23, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has read and adopted

S. C. R. No. 26, Requesting the return of Senate bill No. 656 for further consideration by the Senate.

H. C. R. No. 42, Inviting Honorable Charles A. Wood to address the Legislature.

The Senate has passed the following:

S. B. No. 176, A bill to be entitled "An Act providing no officer in this State shall receive any fee for any arrest, commitment or conviction of any person violating any State law or city ordinance regulating the driving, use and operation of motor vehicles over the highways of this State; making exceptions, repealing all laws or parts of laws in conflict herewith."

H. B. No. 574, A bill to be entitled "An Act to provide more adequate compensation for county treasurers in counties of a population of not less than 250,000 and not more than 310,000, as shown by the last Federal Census of 1930, where the treasurer of such counties acts as paymaster for the county in addition to the regular duties as county treasurer; and providing for the employment of an assistant for such treasurers, and declaring an emergency," with amendments.

H. B. No. 725, A bill to be entitled "An Act authorizing any navigation district organized or hereafter to be organized under any of the provisions of the Constitution or Laws of this State, created for the development of deep water navigation, having within its limits a city now operating under special charter originally granted by the Legislature and having between 27,000 and 28,000 inhabitants, as shown by the last Federal Census, to borrow money and to mortgage and encumber any part or all of its properties and facilities and the franchise and revenues and income from the operation thereof and everything pertaining thereto, etc., and declaring an emergency," with amendments.

Respectfully.

JNO. B. DuPRIEST,

Assistant Secretary of the Senate.

HOUSE BILL NO. 241 ON SECOND READING.

On motion of Mr. Satterwhite, the regular order of business was suspend to take up and have placed on its second reading and passage to engrossment.

H. B. No. 241, A bill to be entitled "An Act making an appropriation to reimburse persons, firms and corporations for losses sustained during the years of 1929 and 1930 by reason of the establishment by the State of Texas of regulated and restricted zones in certain areas of the State requiring such persons, firms and cor-

porations to pay money for the sterilization of seed and the fumigation of cotton, etc., and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Question—Shall the bill be passed to engrossment?

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 176, to the Committee on State Affairs.

HOUSE BILL NO. 725, WITH SENATE AMENDMENTS.

Mr. Pope called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 725, A bill to be entitled "An Act authorizing any navigation district organized or hereafter to be organized under any of the provisions of the Constitution or Laws of this State, created for the development of deep water navigation, having within its limits a city now operating under special charter originally granted by the Legislature and having between 27,000 and 28,000 inhabitants, as shown by the last Federal census, to borrow money and to mortgage and encumber any part or all of its properties and facilities and the franchise and revenues and income from the operation thereof and everything pertaining thereto, etc., and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Pope, the House concurred in the Senate amendments by the following vote:

Yeas—106.

Adams of Harris.	Bounds.
Adams of Jasper.	Boyd.
Adamson.	Brice.
Adkins.	Brooks.
Akin.	Bryant.
Albritton.	Burns of Walker.
Alsup.	Carpenter.
Anderson.	Caven.
Baker.	Claunch.
Barron.	Coltrin.
Beck.	Coombes.
Bedford.	Dale.
Bond.	Daniel.

Davis.	McCombs.
Donnell.	McGill.
Dowell.	Magee.
Dunlap.	Martin.
Duvall.	Metcalf.
Elliott.	Moffett.
Farmer.	Munson.
Farrar.	Murphy.
Ferguson.	Olsen.
Finn.	Patterson.
Fisher.	Petsch.
Forbes.	Pope.
Fuchs.	Ratliff.
Gilbert.	Ray.
Giles.	Rogers.
Goodman.	Rountree.
Greathouse.	Sanders.
Grogan.	Satterwhite.
Hanson.	Savage.
Harrison	Sherrill.
of El Paso.	Smith of Bastrop.
Harrison	Smith of Wood.
of Waller.	Sparkman.
Hatchitt.	Stephens.
Herzik.	Strong.
Hines.	Sullivant.
Holland.	Tarwater.
Holloway.	Terrell
Howsley.	of Cherokee.
Hubbard.	Terrell
Hughes.	of Val Verde.
Jackson.	Towery.
Johnson	Van Zandt.
of Dimmit.	Vaughan.
Johnson of Morris.	Veatch.
Justiss.	Wagstaff.
Kayton.	Walker.
Kennedy.	Warwick.
Lee.	Weinert.
Leonard.	West of Coryell.
Lilley.	Wyatt.
Lockhart.	Young.

Absent.

Bradley.	Lemens.
Burns	Long.
of McCulloch.	McDougald.
Cox of Limestone.	McGregor.
Ford.	Mathis.
Graves.	Mehl.
Hardy.	Moore.
Harman.	Nicholson.
Hefley.	O'Quinn.
Hill.	Reader.
Holder.	Richardson.
Hoskins.	Shelton.
Johnson	Stevenson.
of Dallam.	Steward.
Jones of Atascosa.	West of Cameron.
Keller.	Westbrook.
Laird.	Wiggs.
Lasseter.	

Absent—Excused.

Cox of Lamar.	DeWolfe.
Cunningham.	Dodd.

Dwyer.	Ramsey.
Engelhard.	Scott.
Jones of Shelby.	Turner. X
Morse.	

RELATIVE TO HOUSE BILL
NO. 656.

Mr. Bryant moved that the vote whereby the House concurred in the Senate amendment to House bill No. 656 be reconsidered and that the House grant the request made by the Senate, and that the bill be returned to the Senate for further consideration.

The motion prevailed.

HOUSE BILL NO. 760 ON SECOND
READING.

Mr. Petsch asked unanimous consent of the House that the regular order of business be suspended and that House bills Nos. 760 and 761 be taken up for consideration at this time, and that they be not charged to anyone's suspension.

There was no objection offered, and it was so ordered.

Mr. Petsch moved that the 24-hour House Rule which relates to printed bills be suspended at this time for the purpose of taking up and considering House bills Nos. 760 and 761.

The motion prevailed by the following vote:

Yeas—89.

Adams of Harris.	Goodman.
Adamson.	Greathouse.
Akin.	Grogan.
Barron.	Hanson.
Beck.	Hardy.
Bedford.	Harman.
Boyd.	Harrison
Bradley.	of El Paso.
Brice.	Hatchitt.
Brooks.	Hines.
Bryant.	Holder.
Burns of Walker.	Holland.
Carpenter.	Holloway.
Caven.	Hoskins.
Claunch.	Howsley.
Coltrin.	Hubbard.
Daniel.	Jackson.
Davis.	Johnson
Donnell.	of Dimmit.
Dowell.	Johnson of Morris.
Duvall.	Jones of Atascosa.
Elliott.	Keller.
Farrar.	Kennedy.
Finn.	Laird.
Forbes.	Lee.
Fuchs.	McGill.
Gilbert.	Magee.
Giles.	Martin.

Metcalfe.	Sparkman.
Moffett.	Stephens.
Moore.	Stevenson.
Munson.	Strong.
Murphy.	Sullivant.
Olsen.	Terrell
Patterson.	of Val Verde.
Petsch.	Towery.
Pope.	Vaughan.
Ratliff.	Veatch.
Rogers.	Wagstaff.
Satterwhite.	Walker.
Savage.	West of Coryell.
Sherrill.	Wyatt.
Smith of Wood.	Young.

Yeas—19.

Albritton.	Hughes.
Alsup.	Kayton.
Anderson.	Lilley.
Baker.	Lockhart.
Bond.	McCombs.
Bounds.	Sanders.
Dale.	Tarwater.
Farmer.	Terrell
Fisher.	of Cherokee.
Harrison	Warwick.
of Waller.	

Present—Not Voting.

Herzik.	Smith of Bastrop.
O'Quinn.	Van Zandt.

Absent.

Adams of Jasper.	Leonard.
Adkins.	Long.
Burns	McDougald.
of McCulloch.	McGregor.
Coombes.	Mathis.
Cox of Limestone.	Mehl.
Dunlap.	Nicholson.
Ferguson.	Ray.
Ford.	Reader.
Graves.	Richardson.
Hefley.	Rountree.
Hill.	Shelton.
Johnson	Steward.
of Dallam.	Weinert.
Justiss.	West of Cameron.
Lasseter.	Westbrook.
Lemens.	Wiggs.

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

Then Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 760, A bill to be entitled

"An Act to amend Chapter 274, Acts of the Fortieth Legislature, Regular Session, as amended by Chapter 8, Acts of the Fortieth Legislature, First Called Session, relating to the offense of murder, providing additional procedure for instructing the jury upon the trial of the offense of murder, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 760 ON THIRD READING.

Mr. Stevenson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 760 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Adams of Harris.	Harrison
Adamson.	of Waller.
Akin.	Hatchitt.
Albritton.	Herzik.
Alsup.	Hines.
Anderson.	Holder.
Baker.	Holland.
Barron.	Holloway.
Beck.	Hoskins.
Bedford.	Hubbard.
Bond.	Hughes.
Bounds.	Jackson.
Boyd.	Johnson
Bradley.	of Dimmit.
Brice.	Johnson of Morris.
Bryant.	Jones of Atascosa.
Burns of Walker.	Justiss.
Carpenter.	Kayton.
Caven.	Keller.
Claunch.	Kennedy.
Coltrin.	Laird.
Dale.	Lee.
Davis.	Lilley.
Donnell.	Lockhart.
Dowell.	McGill.
Dunlap.	McGregor.
Duvall.	Magee.
Elliott.	Martin.
Farrar.	Metcalfe.
Finn.	Moffett.
Forbes.	Moore.
Fuchs.	Munson.
Gilbert.	Murphy.
Giles.	Olsen.
Goodman.	O'Quinn.
Graves.	Patterson.
Greathouse.	Petsch.
Grogan.	Pope.
Hanson.	Ratliff.
Hardy.	Rogers.
Harman.	Sanders.

Satterwhite.	Terrell
Savage.	of Val Verde.
Sherrill.	Towery.
Smith of Bastrop.	Van Zandt.
Smith of Wood.	Vaughan.
Sparkman.	Veatch.
Stephens.	Wagstaff.
Stevenson.	Walker.
Strong.	Warwick.
Sullivant.	West of Coryell.
Tarwater.	Wyatt.
	Young.

Nays—2.

Fisher. McCombs.

Present—Not Voting.

Farmer.

Absent.

Adams of Jasper.	Leonard.
Adkins.	Long.
Brooks.	McDougald.
Burns	Mathis.
of McCulloch.	Mehl.
Coombes.	Nicholson.
Cox of Limestone.	Ray.
Daniel.	Reader.
Ferguson.	Richardson.
Ford.	Rountree.
Harrison	Shelton.
of El Paso.	Steward.
Hefley.	Terrell
Hill.	of Cherokee.
Howsley.	Weinert.
Johnson	West of Cameron.
of Dallam.	Westbrook.
Lasseter.	Wiggs.
Lemens.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

The Speaker then laid House bill No. 760 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Bond.
Adams of Harris.	Bounds.
Adamson.	Boyd.
Akin.	Bradley.
Albritton.	Brice.
Alsup.	Bryant.
Anderson.	Burns of Walker.
Baker.	Carpenter.
Barron.	Claunch.
Beck.	Coltrin.
Bedford.	Dale.

Davis.	Lockhart.
Donnell.	McCombs.
Dowell.	McGill.
Dunlap.	McGregor.
Duvall.	Magee.
Elliott.	Martin.
Farrar.	Metcalfe.
Finn.	Moffett.
Forbes.	Moore.
Fuchs.	Munson.
Gilbert.	Murphy.
Giles.	Olsen.
Goodman.	O'Quinn.
Graves.	Petsch.
Greathouse.	Pope.
Grogan.	Ratliff.
Hanson.	Rogers.
Hardy.	Sanders.
Harman.	Satterwhite.
Harrison	Savage.
of Waller.	Sherrill.
Hatchitt.	Smith of Bastrop.
Herzik.	Smith of Wood.
Hines.	Stephens.
Holland.	Stevenson.
Holloway.	Strong.
Hoskins.	Sullivant.
Hubbard.	Tarwater.
Hughes.	Terrell
Jackson.	of Val Verde.
Johnson	Towery.
of Dimmit.	Van Zandt.
Johnson of Morris.	Vaughan.
Jones of Atascosa.	Veatch.
Justiss.	Wagstaff.
Kayton.	Walker.
Keller.	Warwick.
Kennedy.	West of Coryell.
Laird.	Wyatt.
Lee.	Young.
Lilley.	

Nays—1.

Fisher.

Present—Not Voting.

Farmer.

Absent.

Adams of Jasper.	Johnson
Adkins.	of Dallam.
Brooks.	Lasseter.
Burns	Lemens.
of McCulloch.	Leonard.
Caven.	Long.
Coombes.	McDougald.
Cox of Limestone.	Mathis.
Daniel.	Mehl.
Ferguson.	Nicholson.
Ford.	Patterson.
Harrison	Ray.
of El Paso.	Reader.
Hefley.	Richardson.
Hill.	Rountree.
Holder.	Shelton.
Howsley.	Sparkman.

Steward.
Terrell
of Cherokee.
Weinert.

West of Cameron.
Westbrook.
Wiggs.

Absent—Excused.

Cox of Lamar.
Cunningham.
DeWolfe.
Dodd.
Dwyer.
Engelhard.

Jones of Shelby.
Morse.
Ramsey.
Scott.
Turner.

HOUSE BILL NO. 761 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 761, A bill to be entitled "An Act to amend Article 1160, Penal Code, 1925, relating to the offense of assault with intent to murder, and adding to Chapter 4, Title 15, Penal Code of the State of Texas, Article 1160a, providing that upon the trial of one charged with the offense mentioned there shall be an instruction defining malice aforethought and in a proper case, murder without malice; fixing the penalty for assault with intent to murder without malice; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 761 ON THIRD READING.

Mr. Stevenson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 761 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Adams of Harris.	Bryant.
Adamson.	Burns of Walker.
Akin.	Carpenter.
Albritton.	Caven.
Alsup.	Claunch.
Baker.	Coltrin.
Barron.	Dale.
Beck.	Davis.
Bedford.	Donnell.
Bond.	Dowell.
Bounds.	Dunlap.
Boyd.	Duvall.
Bradley.	Elliott.
Brice.	Farrar.
Brooks.	Finn.

Fisher.
Forbes.
Fuchs.
Gilbert.
Giles.
Goodman.
Graves.
Greathouse.
Grogan.
Hanson.
Hardy.
Harman.
Harrison
of Waller.
Hatchitt.
Herzik.
Hines.
Holder.
Holland.
Holloway.
Hoskins.
Hubbard.
Jackson.
Johnson
of Dimmit.
Johnson of Morris.
Jones of Atascosa.
Justiss.
Keller.
Kennedy.
Laird.
Lee.
Lilley.
Lockhart.
McGill.
Magee.
Martin.
Mathis.

Metcalfe.
Moffett.
Moore.
Munson.
Murphy.
Olsen.
O'Quinn.
Patterson.
Petsch.
Pope.
Ratliff.
Rogers.
Rountree.
Sanders.
Satterwhite.
Savage.
Sherrill.
Smith of Bastrop.
Smith of Wood.
Sparkman.
Stephens.
Stevenson.
Strong.
Sullivan.
Tarwater.
Terrell
of Val Verde.
Towery.
Van Zandt.
Vaughan.
Veatch.
Wagstaff.
Walker.
Warwick.
Weinert.
West of Coryell.
Wyatt.
Young.

Nays—2.

Hughes.

McCombs.

Present—Not Voting.

Farmer.

Absent.

Adams of Jasper.	Lasseter.
Adkins.	Lemens.
Anderson.	Leonard.
Burns of McCulloch.	Long.
Coombes.	McDougald.
Cox of Limestone.	McGregor.
Daniel.	Mehl.
Ferguson.	Nicholson.
Ford.	Ray.
Harrison of El Paso.	Reader.
Hefley.	Richardson.
Hill.	Shelton.
Howsley.	Steward.
Johnson of Dallam.	Terrell of Cherokee.
Kayton.	West of Cameron.
	Westbrook.
	Wiggs.

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

The Speaker then laid House bill No. 761 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—104.

Adams of Harris.	Hughes.
Adamson.	Jackson.
Akin.	Johnson
Albritton.	of Dimmit.
Alsup.	Johnson of Morris.
Baker.	Jones of Atascosa.
Barron.	Justiss.
Beck.	Keller.
Bedford.	Kennedy.
Bond.	Laird.
Bounds.	Lee.
Boyd.	Lilley.
Bradley.	Lockhart.
Brice.	McCombs.
Brooks.	McGill.
Bryant.	Magee.
Burns of Walker.	Martin.
Carpenter.	Metcalf.
Caven.	Moffett.
Claunch.	Moore.
Coltrin.	Munson.
Dale.	Murphy.
Davis.	Olsen.
Donnell.	O'Quinn.
Dowell.	Patterson.
Dunlap.	Petsch.
Duvall.	Pope.
Elliott.	Ratliff.
Farrar.	Rogers.
Finn.	Rountree.
Fisher.	Sanders.
Forbes.	Satterwhite.
Fuchs.	Savage.
Gilbert.	Sherrill.
Giles.	Smith of Bastrop.
Goodman.	Smith of Wood.
Graves.	Sparkman.
Greathouse.	Stephens.
Grogan.	Stevenson.
Hanson.	Strong.
Hardy.	Sullivant.
Harman.	Tarwater.
Harrison	Terrell
of Waller.	of Val Verde.
Hatchitt.	Towery.
Hines.	Van Zandt.
Holland.	Vaughan.
Holloway.	Veatch.
Hoskins.	Wagstaff.
Hubbard.	Walker.

Warwick.
Weinert.
West of Coryell.

Wyatt.
Young.

Present—Not Voting.

Farmer.

Absent.

Adams of Jasper.	Lasseter.
Adkins.	Lemens.
Anderson.	Leonard.
Burns	Long.
of McCulloch.	McDougald.
Coombes.	McGregor.
Cox of Limestone.	Mathis.
Daniel.	Mehl.
Ferguson.	Nicholson.
Ford.	Ray.
Harrison	Reader.
of El Paso.	Richardson.
Hefley.	Shelton.
Herzik.	Steward.
Hill.	Terrell
Holder.	of Cherokee.
Howsley.	West of Cameron.
Johnson	Westbrook.
of Dallam.	Wiggs.
Kayton.	

Absent—Excused.

Cox of Lamar.	Jones of Shelby.
Cunningham.	Morse.
DeWolfe.	Ramsey.
Dodd.	Scott.
Dwyer.	Turner.
Engelhard.	

RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following resolution:

S. C. R. No. 23, Creating a committee to confer with certain other committees on the oil question.

INVITATION FROM THE SENATE.

A committee from the Senate appeared at the bar of the House, and being admitted, invited the House to visit the Senate at 3 o'clock p. m. to-day to hear an address by Admiral Magruder.

On motion of Mr. Kayton, the House thanked the Senate for the invitation.

ADJOURNMENT.

On motion of Mr. Hardy, the House, at 5:35 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Education: House bills Nos. 811, 845 and 904.

Criminal Jurisprudence: House bills Nos. 706, 708, 789, 781 and 899.

Constitutional Amendments: House joint resolution No. 5.

Municipal and Private Corporations: House bills Nos. 871, 881 and 981.

Game and Fisheries: House bills Nos. 925, 797, 892, 943, 777, 252, 278, 276, 391, 836, 866 and 693.

Revenue and Taxation: House bill No. 144.

State Affairs: House bill No. 818.

The following committees have filed adverse reports on bills, as follows:

Municipal and Private Corporations: House bill No. 623.

Game and Fisheries: House bill No. 673.

The Committee on Revenue and Taxation filed an adverse report on House bill No. 685, with a minority favorable report.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 7, Amending Article 4, Section 26, of the Constitution of the State of Texas, providing that notaries public may be appointed by the district courts; providing for the submission of the amendment to the voters of Texas; providing for the publication thereof, and making an appropriation therefor.

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 31, Proposing an amendment to Section 26, of Article

3, of the Constitution of Texas, by adding thereto Section 26a, providing that under no apportionment shall any county be entitled to more than five representatives unless the population of such county shall exceed five hundred thousand people; providing for the apportionment in counties of more than five hundred thousand people; providing for its submission to the voters as required by the Constitution, and making an appropriation therefor,

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, March 19, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 368, A bill to be entitled "An Act to amend Article 2592 of the Revised Civil Statutes of Texas of 1925,"

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 41, Inviting Hon. Tom Connally to address the Legislature.

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

RELATIVE TO SENATE BILL NO. 110.

The Journal will be corrected to show that Senate bill No. 110, in all cases where it now appears in the House Journal, is as follows:

S. B. No. 110, A bill to be entitled "An Act authorizing the acquisition by the government of the United States of America of land, water, or land and water, within the State of Texas, for migratory bird reservations authorized by Act of Congress of February 18, 1929," and does not relate to "Fees of District Clerks," as the Journal now shows.